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CASE BP/G-32574A

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

Express Mail Label Number

Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit 1616

BETZ ET AL.

APPLICATION NO: 10/520,569

Examiner: Schlientz, Nathan W.

FILED: Nov. 29, 2005

FOR: LIQUID FORMULATIONS WITH HIGH CONCENTRATION OF
HUMAN GROWTH HORMONE (HGH) COMPRISING PHENOLCommissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450**NOTICE OF APPEAL**

Sir:

Office Action dated May 12, 2006 in reply to your letter of March 1, 2006, is hereby acknowledged. The Office has considered the arguments and amendments submitted in your letter of March 1, 2006, and has determined that the amendments do not overcome the objections set forth in the Office Action. The Office has therefore decided to maintain the rejection of claims 1, 5, 9, 13, 14, 15, 22, 25, 26, and 27.

- ☒ Please charge Deposit Account No. 50-4271 in the name of Sandoz in the amount of \$510 for payment of the appeal fee. An additional copy of this paper is here enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 50-4271 in the name of Sandoz.
- ☐ The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Patent Appeals and Interferences. No fee is now due.

☐ Enclosed is a Petition for Extension of Time.

Respectfully submitted,



Mark I. Bowditch
Attorney for Applicants
Reg. No. 40,315

Sandoz Inc.
506 Carnegie Center
Suite 400
Princeton, NJ 08540-6243
(609) 627-8550
Date: Nov. 12, 2008

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Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Office Action dated May 12, 2008 finally rejecting claims 1, 3, 5, 7-9, 11, 12, 14, 15, 22, 23, 25, 26.

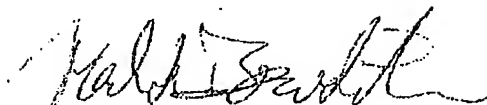
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11/13/2008 VBU11 00000012 504271 10520569

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Mark I. Bowditch
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